



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

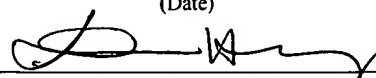
In re application of :  
Application No. : 10/523,577  
Filed : August 22, 2005  
For : MEDIUM AND METHOD FOR ENRICHING,  
PURIFYING OR DEPLETING ATP BINDING  
PROTEINS FROM A POOL OF PROTEINS  
  
Examiner : KHANA, HEMANT  
Art Unit : 1654

Certificate of Mailing

I hereby certify that this correspondence and all marked attachments are being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

November 8, 2006

(Date)

  
Jiawei Huang, Reg. No. 43,330

**TRANSMITTAL SHEET**

**MAIL STOP Amendment**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

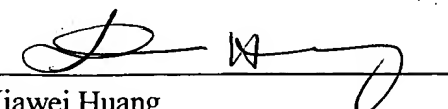
Enclosed are:

- (X) Request to Add Name of Omitted Inventor under 37 CFR 1.48(a).
- (X) Statement under 37 CFR 1.48(a).
- (X) Establishment of Right of Assignee to Take Action.
- (X) Executed Declaration and Power of Attorney in 8 pages.
- (X) Recordation Cover Sheet with a Communication in 3 pages.
- (X) A copy of the ~~Asset Purchase Agreement~~ Asset Purchase Agreement.
- (X) A copy of the letter dated August 11, 2005 and Exhibits A, B, and C with its English translation of Exhibits A and C.
- (X) A copy of Excerpt of the Commercial Register with its English translation of page 12 thereof.
- (X) Check in amount of \$ 40 to cover the recordation fee.
- (X) Check in amount of \$ 130 to cover the processing fee.
- (X) Return prepaid postcard.

Date: 11/8/2006

**Correspondence Address:**

J.C. Patents  
4 Venture, Suite 250  
Irvine, California 92618  
Tel: (949) 660-0761

  
Jiawei Huang  
Registration No. 43,330



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of : KLAUS GODL et al.

Application No. : 10/523,577

Filed : August,22,2005

For : MEDIUM AND METHOD FOR ENRICHING,  
PURIFYING OR DEPLETING ATP BINDING  
PROTEINS FROM A POOL OF PROTEINS

Examiner : KHANA, HEMANT

Attorney Docket No. : JCLA16061

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**COMMUNICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Applicants herewith request the patent office to record the transfer of ownership of the above identified application from Axxima Pharmaceuticals AG (the original Assignee) to GPC Biotech AG (the new Assignee).

(1). Axxima Pharmaceuticals AG has declared bankruptcy. Dr. Joseph Füchsl as Insolvency Receiver of Axxima Pharmaceuticals AG (See Exhibit A) executed an Asset Purchase Agreement with Blitz 05-001 GmbH (GPC Biotech Forschungsgesellschaft mbH), in which the ownership of the above identified application was transferred to Blitz 05-001 GmbH. A copy of the Asset Purchase Agreement is enclosed herewith for being recorded.

(2). As explained and evidenced in the letter addressed to Dr. Joseph Füchsl dated August 11, 2005 by Dr. Elmar Maier, Blitz 05-001 GmbH became a wholly-owned subsidiary of GPC Biotech AG and was renamed as GPC Biotech Forschungsgesellschaft mbH as of March 2, 2005 (See Exhibit C). A copy of the letter and Exhibits A, B, and C is enclosed herewith for being

recorded. Also enclosed herewith are the English translations of Exhibit A and Exhibit C and a verification statement signed by the translator of Tobias Wittig.

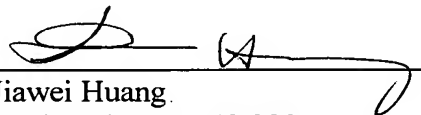
(3). Effective as of march 2, 2005, GPC Biotech Forschungsgesellschaft mbH was merged with and into GPC Biotech AG as evidenced by the Excerpt of the Commercial Register dated September 2, 2005. A copy of the Excerpt of the Commercial Register dated September 2, 2005 is enclosed herewith for being recorded. Also enclosed herewith are the English translation of page 12 of the Excerpt of the Commercial Register dated September 2, 2005 and a verification statement signed by the translator of Tobias Wittig.

Recordation of the above ownership transfer is requested.

Date: 11 / 8 / 2006

4 Venture, Suite 250  
Irvine, CA 92618  
Tel.: (949) 660-0761

Respectively submitted  
J.C. PATENTS

  
Jiawei Huang  
Registration No. 43,330



Patent

Customer No. 31561  
Application No.: 10/523,577  
Docket No. JCLA16061

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re PATENT APPLICATION of

Applicants : KLAUS GODL et al. )  
Serial No. : 10/523,577 )  
Filed : January 28, 2005 )  
For : MEDIUM AND METHOD FOR )  
ENRICHING, PURIFYING OR )  
DEPLETING ATP BINDING PROTEINS )  
FROM A POOL OF PROTEINS )

**STATEMENT UNDER 37 C.F.R 1.48(a)**

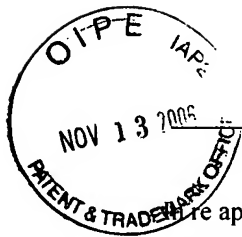
I, **Dirk Brehmer**, am an inventor of the above-identified application.

I hereby state that the addition of my name to the inventorship in which the error occurred is without deceptive intent of my part.

I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 15/02/06

  
Name: Dirk Brehmer



Re application of: )  
Application No.: 10/523,577 )  
Filed: August 22, 2005 )  
For: MEDIUM AND METHOD FOR ENRICHING, )  
PURIFYING OR DEPLETING ATP BINDING )  
PROTEINS FROM A POOL OF PROTEINS )  
Examiner: KHANA, HEMANT )  
Art Unit: 1654 )

**REQUEST TO ADD NAME OF OMITTED INVNETOR  
UNDER 37 C.F.R. 1.48(a)**

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants request to add the following name, omitted by error, as inventor to the above-identified application:

**Dirk Brehmer**

The error in omitting the inventor hereby requested to be added occurred by error, without deceptive intent on the part of the actual inventor.

The Commissioner is authorized to charge the processing fee (\$130) for correction of inventorship set forth in 37 C.F.R. 1.17(i) and any additional fees required to Deposit Account No. 50-0710 (Order No. JCLA16061). A duplicate copy of this sheet is enclosed.

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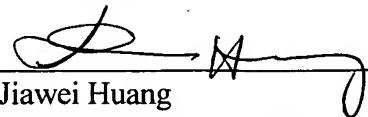
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130.00 OP

Date: 11/ 8 / 2006

4 Venture, Suite 250  
Irvine, California 92618  
Tel. (949) 660-0761

Respectfully submitted,  
J.C. PATENTS

  
Jiawei Huang  
Registration No. 43,330



Patent

Customer No. 31561  
Application No.: 10/523,577  
Docket No. JCLA16061

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of  
Applicants : KLAUS GODL et al. )  
Serial No. : 10/523,577 )  
Filed : January 28, 2005 )  
For : MEDIUM AND METHOD FOR )  
ENRICHING, PURIFYING OR )  
DEPLETING ATP BINDING PROTEINS )  
FROM A POOL OF PROTEINS )

**ESTABLISHMENT OF RIGHT OF ASSIGNEE TO TAKE ACTION**

**Consent of the Assignee under 37C.F.R 1.48(a)**

The undersigned is empowered to act on behalf of the assignee, **GPC Biotech AG**, located at München, Germany. To the best of the assignee's knowledge and belief, the assignee is the owner of the entire right, title and interest in the above-referenced application.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and that like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby state that the assignee consents to add the name of **Dirk Brehmer** to the inventorship of the above-identified application.

Dated: 14-Feb-2006

By: *David Bancroft*  
Name: DAVID BANCROFT  
Title: VP, Intellectual Property  
**GPC Biotech AG**

DECLARATION AND POWER OF ATTORNEY - USA PATENT APPLICATION  
(37 CFR 1.63)



As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**MEDIUM AND METHOD FOR ENRICHING, PURIFYING OR DEPLETING ATP BINDING  
PROTEINS FROM A POOL OF PROTEINS**

the specification of which:

- (a) ☐ is attached hereto; or  
(b) ☒ was described and claimed in PCT International Application No. PCT/EP2003/008375 filed on JULY 29, 2003 and as amended under PCT Article 19 on \_\_\_\_\_ (if any) and/or under PCT Article 34 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR 1.56;

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent, design or inventor's certificate, or 365(a) of any PCT international application(s) which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application(s) of which priority is claimed:

**PRIOR FOREIGN APPLICATION(S):**

COUNTRY (OR INDICATE IF PCT)	APPLICATION NUMBER	DATE OF FILING (YYYY/MM/DD)	PRIORITY CLAIMED
PCT	PCT/EP2003/008375	2003/07/29	X
EUROPEAN	02016840.7	2002/07/29	X
EUROPEAN	02028880.9	2002/12/23	X

**POWER OF ATTORNEY:**

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Jiawei Huang (Reg. No. 43, 330)

Belinda Lee (Reg. No. 46, 863)

**SEND CORRESPONDENCE TO:**

J.C. Patents, Inc.  
4 Venture, Suite 250  
Irvine, California 92618  
(949) 660-0809

**DIRECT TELEPHONE CALLS TO:**  
(Name and telephone number)

Jiawei Huang  
(949) 660-0761

COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Signature : Klaus Godl Date : 14.02.06  
Sole or First Joint Inventor: GODL, Klaus  
Citizenship: Germany  
Residence and Post Office Address: Albrecht-Dürer-Str. 18A, 82152 Krailling, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_  
Second Joint Inventor (if any): MISSIO, Andrea  
Citizenship: Germany  
Residence and Post Office Address: Würmtalerstrasse 162A, 81375 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_  
Third Joint Inventor (if any): DAUB, Henrik  
Citizenship: Germany  
Residence and Post Office Address: Appenzeller Strasse 116, 81475 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_  
Forth Joint Inventor (if any): STEIN-GERLACH, Matthias  
Citizenship: Germany  
Residence and Post Office Address: Vinzenz-Schuepfer-Str. 30, 81475 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_  
Fifth Joint Inventor (if any): GREFF, Zoltan  
Citizenship: Hungary  
Residence and Post Office Address: Gyöngyvirag u.8, H-1028 Budapest, Hungary

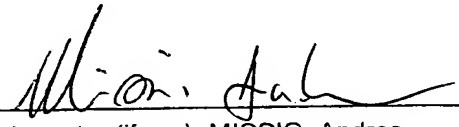
Signature : \_\_\_\_\_ Date : \_\_\_\_\_  
Sixth Joint Inventor (if any): KERI, György  
Citizenship: Hungary  
Residence and Post Office Address: Modori u. 4/A, H-1021 Budapest, Hungary



COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Sole or First Joint Inventor: GODL, Klaus  
Citizenship: Germany  
Residence and Post Office Address: Albrecht-Dürer-Str. 18A, 82152 Krailling, Germany

Signature:  \_\_\_\_\_ Date: 26.02.06  
Second Joint Inventor (if any): MISSIO, Andrea  
Citizenship: ITALY  
Residence and Post Office Address: Via Gori 3, 36050 Sovizzo (VI), Italy

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Third Joint Inventor (if any): DAUB, Henrik  
Citizenship: Germany  
Residence and Post Office Address: Appenzeller Strasse 116, 81475 Munich, Germany

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Fourth Joint Inventor (if any): STEIN-GERLACH, Matthias  
Citizenship: Germany  
Residence and Post Office Address: Vinzenz-Schuepfer-Str. 30, 81475 Munich, Germany

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Third Joint Inventor (if any): GREFF, Zoltan  
Citizenship: Hungary  
Residence and Post Office Address: Gyöngyvirag u.8, H-1028 Budapest, Hungary

Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Fourth Joint Inventor (if any): KERI, György  
Citizenship: Hungary  
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COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

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Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Sole or First Joint Inventor: GODL, Klaus

Citizenship: Germany

Residence and Post Office Address: Albrecht-Dürer-Str. 18A, 82152 Krailling, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Second Joint Inventor (if any): MISSIO, Andrea

Citizenship: Germany

Residence and Post Office Address: Würmtalerstrasse 162A, 81375 Munich, Germany

Signature : H. Daub Date : 27.02.2006

Third Joint Inventor (if any): DAUB, Henrik

Citizenship: Germany

Residence and Post Office Address: Appenzeller Strasse 116, 81475 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Forth Joint Inventor (if any): STEIN-GERLACH, Matthias

Citizenship: Germany

Residence and Post Office Address: Vinzenz-Schuepfer-Str. 30, 81475 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Fifth Joint Inventor (if any): GREFF, Zoltan

Citizenship: Hungary

Residence and Post Office Address: Gyöngyvirag u.8, H-1028 Budapest, Hungary

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Sixth Joint Inventor (if any): KERI, György

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Residence and Post Office Address: Modori u. 4/A, H-1021 Budapest, Hungary

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Residence and Post Office Address: Würmtalerstrasse 162A, 81375 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Third Joint Inventor (if any): DAUB, Henrik

Citizenship: Germany

Residence and Post Office Address: Appenzeller Strasse 116, 81475 Munich, Germany

Signature :  \_\_\_\_\_ Date : 3.4.06

Fourth Joint Inventor (if any): STEIN-GERLACH, Matthias

Citizenship: Germany

Residence and Post Office Address: Vinzenz-Schuepfer-Str. 30, 81475 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Fifth Joint Inventor (if any): GREFF, Zoltan

Citizenship: Hungary

Residence and Post Office Address: Gyöngyvirag u.8, H-1028 Budapest, Hungary

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Sixth Joint Inventor (if any): KERI, György

Citizenship: Hungary

Residence and Post Office Address: Modori u. 4/A, H-1021 Budapest, Hungary

COMBINED DECLARATION AND POWER OF ATTORNEY CONTINUED

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Sole or First Joint Inventor: GODL, Klaus

Citizenship: Germany

Residence and Post Office Address: Albrecht-Dürer-Str. 18A, 82152 Krailling, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Second Joint Inventor (if any): MISSIO, Andrea

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Signature : \_\_\_\_\_ Date : \_\_\_\_\_

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Citizenship: Germany

Residence and Post Office Address: Appenzeller Strasse 116, 81475 Munich, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Fourth Joint Inventor (if any): STEIN-GERLACH, Matthias

Citizenship: Germany

Residence and Post Office Address: Vinzenz-Schuepfer-Str. 30, 81475 Munich, Germany

Signature :  Date : 2006/04/03

Fifth Joint Inventor (if any): GREFF, Zoltan

Citizenship: Hungary

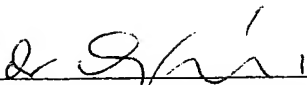
Residence and Post Office Address: Gyöngyvirag u.8, H-1028 Budapest, Hungary

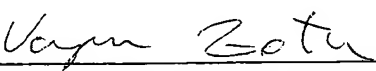
Signature :  Date : 2006/04/03

Sixth Joint Inventor (if any): KERI, György

Citizenship: Hungary

Residence and Post Office Address: Modori u. 4/A, H-1021 Budapest, Hungary

Signature :  Date : 2006/04/03  
Seventh Joint Inventor (if any): ÖRFI, Laszlo  
Citizenship: Hungary  
Residence and Post Office Address: Batthyany u. 92, H-1161 Budapest, Hungary

Signature :  Date : 2006/04/03  
Eighth Joint Inventor (if any): VARGA, Zoltan  
Citizenship: Hungary  
Residence and Post Office Address: Rákóczi u. 41, 7052 Kölesd, Hungary

Signature : \_\_\_\_\_ Date : \_\_\_\_\_  
Ninth Joint Inventor (if any): KLEBL, Bert  
Citizenship: Germany  
Residence and Post Office Address: Imhoffstrasse 14A, 82294 Günzelhofen, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_  
Tenth Joint Inventor (if any): BREHMER, Dirk  
Citizenship: Germany  
Residence and Post Office Address: Wandlhamerstr, 22A, 82166 Gräfelfing, Germany

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Seventh Joint Inventor (if any): ÖRFI, Laszlo

Citizenship: Hungary

Residence and Post Office Address: Batthyany u. 92, H-1161 Budapest, Hungary

Signature : \_\_\_\_\_ Date : \_\_\_\_\_

Eighth Joint Inventor (if any): VARGA, Zoltán

Citizenship: Hungary

Residence and Post Office Address: Rákóczi u. 41, 7052 Kölesd, Hungary

Signature :  \_\_\_\_\_ Date : 14/02/2006

Ninth Joint Inventor (if any): KLEBL, Bert

Citizenship: Germany

Residence and Post Office Address: Imhoffstrasse 14A, 82294 Günzelhofen, Germany

Signature :  \_\_\_\_\_ Date : 15/02/2006

Tenth Joint Inventor (if any): BREHMER, Dirk

Citizenship: Germany

Residence and Post Office Address: Wandlhamerstr, 22A, 82166 Gräfelfing, Germany